

# UNITED STATES DISTRICT COURT

for the

District of South Carolina

\_\_\_\_\_  
Jose Ines Davila,

*Petitioner*

v.

\_\_\_\_\_  
Warden L. R. Thomas,

*Respondent*

)  
)  
)  
)  
)

Civil Action No. 1:15-cv-04956-MGL

## JUDGMENT IN A CIVIL ACTION

The court has ordered that (*check one*):

☐ the petitioner (*name*) \_\_\_\_\_ recover from the respondent (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_\_ %, plus postjudgment interest at the rate of \_\_\_\_ %, along with costs.

☐ the petitioner recover nothing, the action be dismissed on the merits, and the respondent (*name*) \_\_\_\_\_ recover costs from the petitioner (*name*) \_\_\_\_\_.

☒ other: the petitioner, Jose Ines Davila, shall take nothing of the respondent, Warden L. R. Thomas, and this case is dismissed with prejudice for failure to prosecute pursuant to Rule 41(b) of the Federal Rules of Civil Procedure.

This action was (*check one*):

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Honorable Mary Geiger Lewis, United States District Judge, presiding, adopting the Report and Recommendation set forth by the Honorable Shiva V. Hodges, United States Magistrate Judge, which recommended dismissing the action with prejudice.

Date: September 18, 2017

ROBIN L. BLUME, CLERK OF COURT

s/M. Walker

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*